

9/6/05 FINAL

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - SEPTEMBER 6, 2005
(The Honorable Ross W. Krumm Presiding)

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings: _____)

Attys: Debtors: Case Nos.: Trustees:

10:00 A.M.

Gillis	WALTER BUNDY	03-3017	Vogel/VS
	Application of George I. Vogel, II Trustee for Compensation filed 7/14; # 65, 66, 67 <i>Absent objections within 5 days of hearing; self executing</i>		
	Application of Vogel & Cromwell LLC - Attorney for Trustee, for compensaton filed 7/14; #63, 64, 68 <i>Absent objections within 5 days of hearing; self executing</i>		
Pro se	JENNIFER BOYLE	05-72148	Vogel/JJ
	Objection to Debtor's Claim of Exemptions filed 7/22 #26 Amended Objection to Debtor's Claim of Exemptions filed 7/22 #27		
M Hart	TIMOTHY VANMARTER	05-72020	McLean/S
	Trustee's Motion to Dismiss case filed 7/27 #10 <i>Ord entered 8/23 converts case to chapter 13</i>		
Montgomery	BOBBY COX	05-71726	McLean/SJ
	Motion to Dismiss Case for Substantial Abuse 707(b) filed 7/25 #14 (Guzinski)		
Giles	JOHNNY AND SHERRY TROGDON	05-71683	McLean/GR
	Motion to Dismiss Case for Substantial Abuse 707(b) filed 7/25 #21 by UST (Guzinski)		
Giles	CAROLIN HAMMOND	05-72115	Krippendorf/SO
	Motion to Dismiss Case for Substantial Abuse 707(b) filed 8/22 #13 by UST(Cosby)		
Gillis	WILLIE AND LANSING ALEXANDER	05-72078	Krippendorf/LM
	Motion to Dismiss Case for Substantial Abuse 707(b) filed 8/22 #9 by UST(Cosby)		
M Giles	EDDIE MARTIN	05-71800	Vogel/JM
	Motion for Relief filed 8/8 #30,32,38 filed by Novastar <u>Response #36</u>		

Hileman	ALLEN AND JOSIELYN ROBERTSON	05-72396	Creasy/NS
	Trustee Motion to Extend Time to Object to Exemptions and Date of Discharge filed 8/6 #11,12 <i>Absent objections within (5) days before hearing, motion self-executing and hearing cancelled.</i>		
Moses	CARLOS BRANCH	05-71872	Creasy/LM
	Trustee Motion to Extend Discharge #9 & 10 <i>Absent objections within (5) days before hearing, motion self-executing and hearing cancelled</i>		
Padgett	JAMES AND KRISTIE STURGILL	05-71909	Creasy/SO
	Motion to Extend Issuance of Discharge and Deadline for Motions to Dismiss filed 7/25 #26 (Guzinski)		
Shankman	DAVID BOWMAN	05-71922	Creasy/SO
	Motion to Extend time to file coomplaint to determine dischargeability of debto filed by WFS Financial on 8/4 #9,10,11		
Shrader	JASON HOOSE	05-72277	Allen/LM
	Motion for Relief filed 8/8 #9 by Americredit Financial Services (Epps) <u>Response</u> filed 8/12 #14		
Foster	CHRISTOPHER SWEENEY	05-71808	Allen/SO
	Motion to Extend Issuance of Discharge and Deadline for Motions to Dismiss filed 7/25 #16 (Guzinski)		
Janney	WILLIS FICKEY, JR	05-71790	Vogel/NS
	Motion to Extend Issuance of Discharge and Deadline for Motions to Dismiss filed 7/25 #15 by UST (Guzinski)		

10:00 A.M.

Goldstein	TIMOTHY COX Motion for Relief filed 8/17 #12 by Donia and Randolph Eley Motion for Relief filed 8/17 #11 by First National Bank (Hamrick)	04-72725	Creasy/S
Palmer	SHARLA GORDON Motion for Relief and Co-Debtor (amended) filed 8/17 #55 by Washington Mutual Bank (Wood)	04-74972	Creasy/LM
Montgomery	EDWARD AND LORETTA GOLON, II Objection to Debtor's Claim of Exemptions by Trustee #8,10	05-72246	Vogel/JJ
Szathmary	DAVID STEBAR Objection to Debtor's Claim of Exemptions filed 8/16 #9	05-70980	Krippendorf/GR
Janney	JOSEPH ANGELL Motion to Redeem: Circuit City Store, Inc. filed 7/27 #11,12	05-71784	Vogel/GR
Janney	JOSEPH AND SARAH ARNOLD Objection to Debtor's claim of Exemptions filed 8/16 #16 UST Motion to Dismiss Case for Substantial Abuse filed 8/16 #17 (Cosby)	05-71044	Krippendorf/JJ
Shrader	JOHNNY COUCH, SR Motion for Relief filed 8/9 #15,18 by General Motors Acceptance (Eason) <u>Response</u> filed 8/16 #21	05-72786	Allen/GR

10:00 A.M.

Delafield	STUART AND JENNIFER WALTERS	04-74203	Connelly/JM
	Application for Compensation filed 8/10 #72 (Delafield)		
	<i>Ord entered 8/22 grants motion for compensation</i>		
	<i>Debtor Motion to Bifurcate & Dismiss female debtor filed 8/11 #76 with negative notice absent objection w/in 20 days of 8/16 Bifurcation order to be entered.</i>		

Delafield	GARY AND MELINDA PERDUE	04-03981	Connelly/GR
	Application for Compensation by debtor attorney #73		
	<i>Note: Ord of 8/11 converts case to chapter 7</i>		

Krippendorf	BARBARA LAWSON	05-72597	Vogel/NS
	Objection to Debtor's Claim of Exemptions filed 8/11 #16		

Allen	DONALD AND MARIE NOEL	05-71083	Krippendorf/GR
	Objection to Debtor's Claim of Exemptions filed 8/16 #13		
	<u>Answer</u> filed 8/17 #14		

11:00 AM

Giles	PAUL PETTY	03-04723	Connelly/S
	Trustees Motion to Dismiss or Convert Case filed 7/26 #38		

Lewis	JEFFREY AND SANDRA SUTPHIN	04-74138	Connelly/AF
	Trustee's Motion to Dismiss or Convert Case filed 7/26 #60		

Delafield	CYNTHIA POLFELT	04-03378	Connelly/LM
	Trustees Motion to Dismiss or Convert Case filed 7/26 #25		

Delafield	JONATHAN & CRYSTAL WHORLEY	03-04709	Connelly/SO
	Trustee's Motion to Dismiss Case filed 7/27 #75		

11:00 AM

Shrader	MICHAEL AND MELISSA BRANSCOME Trustees Motion to Dismiss or Convert Case filed 7/26 #38 <u>Response</u> filed 8/26 #41	02-03629	Connelly/S
Palmer	GERALD WEDEMANN Trustees Motion to Dismiss or Convert Case filed 7/26 #57	04-02598	Connelly/NS
Jamison	TERRY MONTGOMERY Motion of Trustee to Dismiss case filed 5/10; # 45 - <i>contd from 7/5</i>	03-492	Connelly/NS
Janny	RANDY WEBB Motion of Trustee to dismiss case filed 7/27 #36 <u>Response</u> filed 8/18 #37	03-02335	Connelly/AF
M Hart	RICHARD & DIANA WILLS Motion of Trustee to dismiss case filed 6/10; #45	03-2375	Connelly/LM
M Hart	LEROY AND MARY MULL Trustee Motion to DismissOR Convert case #38	03-05404	Connelly/JM
Krippend.	SUSAN ABBOTT Motion of Trustee to dismiss case filed 6/10; # 30 CASE CONVERTED TO CHAPTER 7 BY ORDER ENTERED 9/1	02-5154	Connelly/SJ
M Hart	PAULA BEAMER Trustee's Motion to Dismiss or Convert case filed 7/27 #27	03-04850	Connelly/SJ
M Giles	WILLIAM BROWN Motion of Trustee to dismiss case filed 6/13; # 32 Motion to Dismiss Case filed 8/9 #57,58 by USA/IRS (Eckert)	03-00654	Connelly/SJ

11:00 AM

H. Brown	TERRY BREWER Motion of Trustee to dismiss case filed 6/10; # 30	01-00640	Connelly/JJ
M Hart	UNA DRUMMOND Motion of Trustee to dismiss case filed 6/10; # 26	03-04233	Connelly/AF
M Hart	JOHNNY HENLEY Trustee Motion to Dismiss or Convert Case #66	03-05363	Connelly/SL
Shelor	JUDITH REDDING Trustees Motion to Dismiss OR Convert filed 7/20 #29	01-03741	Connelly/JJ
P Brown	JULIE HAMPTON Trustee's Motion to Dismiss Case or Convert filed 7/25 #52 <i>Note: Amended Plan filed 8/24, #55,56; conf scheduled 11/16/05 @9AM</i>	03-04752	Connelly/SJ
Dickenson	TERRY AND LINDA SHELTON Trustee's Motion to Dismiss Case filed 7/27 #50	00-02724	Connelly/S
Crandall	JOHN AND KAWANIA SEAY Trustee Motion to Dismiss OR Convert case #56	03-00995	Connelly/NS
Krippendorf	GERALD AND PAMELA POPE Motion to Redeem: Retail Services #14 Valuation: #16	05-72156	Vogel/SJ
Janney	JAMES & DELOIS MANN Motion for Relief filed 6/30 #34,38 by Wells Fargo Bank (Stewart) Motion to Extend stay filed 6/30 #37 <u>Response filed 7/8; # 41</u>	04-3329	Connelly/S

11:00 AM

Krippendorf	DAVID AND BARBARA DUNCAN	05-71668	McLean/SL
	Motion to Redeem: Dell Financial Services filed 7/22 #12,14		
	Valuation: Dell Financial Services filed 7/22 #13,14		
Dorsey	BRENDA BANDY	05-70953	Wick/SJ
	Trustee Application for Compensation/Expenses filed 7/19 #26,27,28,29		
	<i>Absent objections within (5) days of hearing, application is approved as self-executing</i>		
Beck	P.A. PLYMOUTH, INC.	03-03350	DIP/SJ
	Supplement Affidavit of Attorney and Disclosure Statement filed 7/21 #432		
	Amended Affidavit #463 (Hastings/Counsel for the Unsecured Creditors)		
	OBJ: UST (Garber) #435		
Magee McLean	KGG, LLC et als	04-74550	DIP/SJones
	Gregg Kuhn (04-74226) <i>Joint administration w/KGG 04-74550</i>		
	Fourth Application for Compensation/Expenses filed 8/15 #322, 324 (Magee)		
	Third Application for Compensation/Expenses filed 8/15 #324 by Jonathan Rogers, Special Counsel (Magee)		
M GILES	RODNEY & DEBORAH HALL	05-71366	Connelly/SL
	Plan filed 4/8; #3,7		
	Trustee Report & Showcause filed 5/18; # 17 - <i>contd from 7/6</i>		
	Valuation: Schewel Furniture filed 5/10; #16		
	<u>Amended Valuation Motion filed 6/1; # 18 for Schewel Furn.</u> - <i>contd from 7/6</i>		
M Giles	JESSIE BROWN, III	02-02827	Connelly/S
	Motion to Dismiss Case filed on 8/9 #57 by USA/IRS (Eckert)		
	<i>Note: 5th Amended Plan filed 8/16 #59,60 schedules conf 10/5 @9AM</i>		

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M Giles	THOMAS AND DIANE ADAMS Motion for Relief #28,31 Motion for Co-Debtor Relief #30, 32 <u>Response filed #33</u>	04-00485	Connelly/GR
Janney	KIMBERLY HUNT Affidavit and Notice of Termination filed 4/28 #72 by Option One Mortgage (Bierman) Resolved; Order to be Tendered due on 6/24 #80 Notice of Hearing re Affidavit of Default filed 6/23 #81 (Bierman)	03-04183	Connelly/GR
Magee	LAKE LANDSCAPE & EROSION CENTER, INC. Application for Compensation/Expenses of Larry Carey, Accountant (Magee) #182 Final Application for Compensation/Expenses of Magee, Foster Goldstein Sayers (Magee) #184	04-03883	DIP/GR

3:00 P.M.

Beck	CLYDE SHAW & DORIS LEDERER *Motion(s) of Debtors filed 6/20; # 337: <i>amended notice filed #342</i> 1) Renewed Motion for Modification of Court imposed Stay of 4/30/03 to Pursue Appeal in PA State Court 2) Motion to suspend all proceedings in this case (11 USC Section 305(a)(1)) 3) Motion to Extend effectiveness of court imposed stay pending outcome of State Court appeal 4) Motion to Alter or Amend Court's 6/8/05 order (Rule 9023 or FRBP to preserve debtors' right to proceed under FRBP 9024 if appropriate or Code Section 502(j) following appeal decision in PA 5) Motion for Entry of Order Waiving Approval of Disclosure Statement, Waiving Voting on Plan, and Scheduling Hearing to Consider Confirmation of Plan of Liquidation filed 9/1 #345 by David Ehrlick (King/Maxwell) 6) Motion for Entry of Order Granting Relief filed 9/1 #346 by Ehrlich (King/Maxwell)	01-05217	DIP/VS
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3:00 P.M.

04-02269

JOSEPH W. LEE

04-02269

A/P 04-7144: OBJ/Discharge 727

Amended Complaint: filed 8/19 #20 : to Deny Discharge or Dismiss case for Substantive abuse

UST(Guzinski) vs Debtor

Note: New summons issued 8/16 schedules further P/T for 11/16/05 @9AM